

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

**IN THE MATTER OF THE PROMOTIONAL
INTRASTATE TARIFF FILED BY U S WEST
COMMUNICATIONS, INC.**

**) ORDER GRANTING
) INTERVENTION
)**

) TC97-143

On August 15, 1997, U S WEST Communications, Inc. (U S WEST), filed an Application with the Public Utilities Commission (Commission) for approval to offer a promotion to its toll customers beginning September 4, 1997. The promotion will be targeted to residential customers currently using direct dialing and business customers using direct dialing or Optional Calling Plans. Customers subscribing to this plan will be charged a monthly rate for which they receive unlimited toll usage on their intrastate intraLATA station-to-station calls. Customers must enroll in the promotion within 60 days of the effective tariff date and will be offered this rate up to December 31, 1998. U S WEST has reserved the right to discontinue the promotion prior to that date. Qualifying customers will be called via a telemarketing firm or through direct mail notifications.

On August 21, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of August 29, 1997, to interested individuals and entities. On August 29, 1997, the Commission received a Petition to Intervene from AT&T Communications of the Midwest, Inc. (AT&T); on September 2, 1997, the Commission received a Motion for Leave to Intervene from Dakota Telecommunications Group, Inc. (Dakota).

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26 and 49-31.

On September 9, 1997, at its regularly scheduled meeting, the Commission considered the Petitions to Intervene. The Commission finds that the Petitions of AT&T and Dakota have been timely filed and that they demonstrate good cause for granting intervention. It is therefore

ORDERED that AT&T and Dakota shall be granted intervention and shall be considered parties in this matter.

Dated at Pierre, South Dakota, this 17th day of September, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: *Debbie Kalbo*

Date: 9/17/97

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE PROMOTIONAL)	ORDER GRANTING
INTRASTATE TOLL OFFER FILED BY U S)	WITHDRAWAL OF
WEST COMMUNICATIONS, INC.)	INTERVENTION
)	TC97-143

On August 15, 1997, U S WEST Communications, Inc. (U S WEST), filed an Application with the Public Utilities Commission (Commission) for approval to offer a promotional plan (plan) to its toll customers beginning September 4, 1997. The plan will be targeted to residential customers currently using direct dialing and business customers using direct dialing or Optional Calling Plans. Customers subscribing to this plan will be charged a flat monthly rate for which they receive unlimited toll usage on their intrastate intraLATA station-to-station calls. Customers must enroll in the promotion within 60 days of the effective date and may be offered this rate up to December 31, 1998. U S WEST has reserved the right to discontinue the promotion prior to that date. Qualifying customers will be called via a telemarketing firm or through direct mail notifications.

On August 29, 1997, the Commission received a Petition to Intervene from AT&T Communications of the Midwest, Inc. (AT&T); on September 2, 1997, the Commission received a Motion for Leave to Intervene from Dakota Telecommunications Group, Inc. (Dakota). On September 9, 1997, at its regularly scheduled meeting, the Commission considered the petitions for intervention. The Commission granted the petitions of AT&T and Dakota to intervene.

On September 29, 1997, AT&T moved to withdraw as an intervenor in this docket. On October 27, 1997, Dakota moved to withdraw its intervention.

At its regularly scheduled meeting of October 28, 1997, the Commission considered these motions to withdraw as intervenors and good cause having been shown, it is therefore

ORDERED that AT&T and Dakota shall be allowed to withdraw as intervenors in this docket.

Dated at Pierre, South Dakota, this 3rd day of November, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

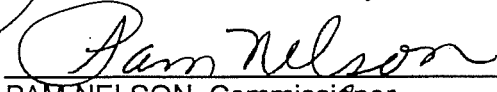
By: _____

Date: _____

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:


JAMES A. BURG, Chairman


PAM NELSON, Commissioner


LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE PROMOTIONAL)	ORDER APPROVING TOLL
INTRASTATE TOLL OFFER FILED BY U S)	PROMOTION
WEST COMMUNICATIONS, INC.)	TC97-143

On August 15, 1997, U S WEST Communications, Inc. (U S WEST), filed an Application with the Public Utilities Commission (Commission) for approval to offer a promotional plan (plan) to its toll customers beginning September 4, 1997. The plan will be targeted to residential customers currently using direct dialing and business customers using direct dialing or Optional Calling Plans. Customers subscribing to this plan will be charged a flat monthly rate for which they receive unlimited toll usage on their intrastate intraLATA station-to-station calls. Customers must enroll in the promotion within 60 days of the effective date and may be offered this rate up to December 31, 1998. U S WEST has reserved the right to discontinue the promotion prior to that date. Qualifying customers will be called via a telemarketing firm or through direct mail notifications. The following monthly rates will be introduced: (1) for residence, \$49.00 monthly; and (2) for business, \$149.00 monthly.

On August 21, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of August 29, 1997, to interested individuals and entities. On August 29, 1997, the Commission received a Petition to Intervene from AT&T Communications of the Midwest, Inc. (AT&T); on September 2, 1997, the Commission received a Motion for Leave to Intervene from Dakota Telecommunications Group, Inc. (Dakota). Intervention was granted to both of these parties on September 17, 1997. Both parties have subsequently withdrawn their intervention.

The Commission has jurisdiction in this matter pursuant to SDCL Chapters 1-26 and 49-31, and ARSD Chapter 20:10:01.

The filing requested a proposed effective date of September 4, 1997.

At its duly noticed meeting of October 28, 1997, the Commission considered approval of the application. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-31. The Commission decided to approve the revisions (Commissioner Nelson dissenting). It is therefore

ORDERED, that the above-described plan shall be approved.

Dated at Pierre, South Dakota, this 3rd day of November, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: *Melanie Sachs*

Date: 11/5/97

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

PAM NELSON, Commissioner, dissenting

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE APPLICATION OF)
USN COMMUNICATIONS LONG DISTANCE,)
INC. FOR A CERTIFICATE OF AUTHORITY TO)
PROVIDE TELECOMMUNICATIONS)
SERVICES IN SOUTH DAKOTA)

ORDER GRANTING
CERTIFICATE OF
AUTHORITY

TC97-144

On August 15, 1997, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from USN Communications Long Distance, Inc. (Applicant).

Applicant proposed to offer MTS, out-WATS, in-WATS services, and calling card services. Applicant does not intend to offer operator services, 900 or 700 services. A proposed tariff was filed by Applicant. The Commission has classified long distance service as fully competitive.

On August 21, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of September 5, 1997, to interested individuals and entities. No petitions to intervene or comments were filed and at its regularly scheduled October 9, 1997, meeting, the Commission considered Applicant's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Applicant not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission.

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that Applicant has met the legal requirements established for the granting of a certificate of authority. Applicant has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. The Commission approves Applicant's application for a certificate of authority, subject to the condition that Applicant not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

ORDERED, that Applicant's application for a certificate of authority is hereby granted, subject to the condition that Applicant not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. It is

FURTHER ORDERED, that Applicant shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 17th day of October, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: *Debbie Krebs*

Date: 10/20/97

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE APPLICATION OF)
VOCALL COMMUNICATIONS CORP. FOR A)
CERTIFICATE OF AUTHORITY TO PROVIDE)
TELECOMMUNICATIONS SERVICES IN)
SOUTH DAKOTA)

**ORDER GRANTING
CERTIFICATE OF
AUTHORITY**

TC97-145

On August 18, 1997, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from VoCall Communications Corp. (VoCall).

VoCall proposes to provide resold switched 1+ service, dedicated service, resold directory assistance and prepaid calling card service. A proposed tariff was filed by VoCall. The Commission has classified long distance service as fully competitive.

On August 21, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of September 5, 1997, to interested individuals and entities. No petitions to intervene or comments were filed and at its regularly scheduled November 18, 1997, meeting, the Commission considered VoCall's request for a certificate of authority. Commission Staff recommended granting a certificate of authority.

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that VoCall has met the legal requirements established for the granting of a certificate of authority. VoCall has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. The Commission approves VoCall's application for a certificate of authority. As the Commission's final decision in this matter, it is therefore

ORDERED, that VoCall's application for a certificate of authority is hereby granted. It is

FURTHER ORDERED, that VoCall shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 1st day of December, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by first class mail, in properly addressed envelopes, with charges prepaid thereon.

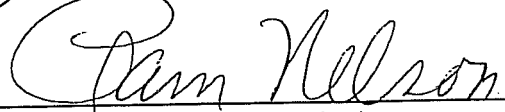
By: _____

Date: _____

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:


JAMES A. BURG, Chairman


PAM NELSON, Commissioner


LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE COMPLAINT)
FILED BY TERRY NAGEL, LEAD, SOUTH)
DAKOTA, AGAINST U S WEST)
COMMUNICATIONS, INC. REGARDING)
TELEPHONE SERVICE)

ORDER DISMISSING
COMPLAINT AND CLOSING
DOCKET

TC97-146

On August 15, 1997, the Public Utilities Commission (Commission) received a complaint from Terry Nagel, Lead South Dakota, against U S West Communications, Inc. (U S West) regarding telephone service.

Pursuant to ARSD 20:10:01:08.01 and 20:10:01:09, if a complaint cannot be settled without formal action, the Commission shall determine if the complaint shows probable cause of an unlawful or unreasonable act, rate, practice or omission to go forward with the complaint.

On September 9, 1997, at its duly noted meeting, the Commission deferred the complaint. On September 24, 1997, Commission Staff received word from Mr. Nagel that U S West had resolved all the issues raised in the complaint and Mr. Nagel requested that the complaint be dismissed and the docket closed.

On September 25, 1997, at its regularly scheduled meeting, the Commission reviewed this matter. The Commission has jurisdiction over this matter pursuant to SDCL 49-13-1, 49-13-4, 49-31-7, 49-31-7.1, and ARSD 20:10:01:07.01 and 20:10:01:08.01. As Mr. Nagel and U S West had resolved all the issues complained of by Mr. Nagel and he had requested dismissal and closure of the docket, Commission Staff recommended that the Commission close the docket. It is therefore

ORDERED, that this complaint be dismissed and the docket closed.

Dated at Pierre, South Dakota, this 3rd day of October, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: Melanie Kalbo

Date: 10/7/97

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY U S WEST)	ORDER APPROVING
COMMUNICATIONS, INC. FOR REVISIONS TO)	REVISIONS TO TARIFF
ITS EXCHANGE AND NETWORK SERVICES)	
CATALOG)	TC97-147

On August 22, 1997, the South Dakota Public Utilities Commission (Commission) received a filing by U S WEST Communications, Inc. (U S WEST) regarding a revision to its exchange and network services catalog. The purpose of this revision is to revise the method of toll rounding for Message Toll Service. Currently when a computed rate results in a fractional charge, it is rounded down. This revision rounds to the closest cent. U S WEST requested an effective date of September 18, 1997.

The following tariff sheet was filed with regard to the Exchange and Network Services Catalog:

<u>Section</u>	<u>Page</u>	<u>Release</u>
6	14	3

At its duly noticed meeting on September 25, 1997, the Commission considered this matter.

The Commission has jurisdiction over this matter pursuant to SDCL Chapter 49-31 and ARSD Article 20:10. The Commission unanimously voted to approve the above revision to U S WEST's Exchange and Network Services Catalog. It is therefore

ORDERED, that the Commission approves U S WEST's revision to its Exchange and Network Services Catalog.

Dated at Pierre, South Dakota, this 3rd day of October, 1997.

CERTIFICATE OF SERVICE
The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.
By: <u><i>Alaine Kalbo</i></u>
Date: <u>10/7/97</u>
(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE APPLICATION OF)
INTELNET SERVICES OF NORTH AMERICA,)
INC. FOR A CERTIFICATE OF AUTHORITY TO)
PROVIDE TELECOMMUNICATIONS)
SERVICES IN SOUTH DAKOTA)

ORDER GRANTING
CERTIFICATE OF
AUTHORITY

TC97-148

On August 29, 1997, the Public Utilities Commission (Commission), in accordance with SDCL 49-31-3 and ARSD 20:10:24:02, received an application for a certificate of authority from Intelnet Services of North America, Inc. (Applicant).

Applicant proposes to offer 1+, 800, travel service, and directory assistance. A proposed tariff was filed by Applicant. The Commission has classified long distance service as fully competitive.

On September 4, 1997, the Commission electronically transmitted notice of the filing and the intervention deadline of September 19, 1997, to interested individuals and entities. No petitions to intervene or comments were filed and at its regularly scheduled October 28, 1997, meeting, the Commission considered Applicant's request for a certificate of authority. Commission Staff recommended granting a certificate of authority, subject to the condition that Applicant not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission.

The Commission finds that it has jurisdiction over this matter pursuant to Chapter 49-31, specifically 49-31-3 and ARSD 20:10:24:02 and 20:10:24:03. The Commission finds that Applicant has met the legal requirements established for the granting of a certificate of authority. Applicant has, in accordance with SDCL 49-31-3, demonstrated sufficient technical, financial and managerial capabilities to offer telecommunications services in South Dakota. The Commission approves Applicant's application for a certificate of authority, subject to the condition that Applicant not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. As the Commission's final decision in this matter, it is therefore

ORDERED, that Applicant's application for a certificate of authority is hereby granted, subject to the condition that Applicant not offer a prepaid calling card or require deposits or advance payments without prior approval of the Commission. It is

FURTHER ORDERED, that Applicant shall file informational copies of tariff changes with the Commission as the changes occur.

Dated at Pierre, South Dakota, this 3rd day of November, 1997.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: Melanie Kaelo

Date: 11/4/97

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

James A. Burg
JAMES A. BURG, Chairman

Pam Nelson
PAM NELSON, Commissioner

Laska Schoenfelder
LASKA SCHOENFELDER, Commissioner